

Jeffrey D. Talbert
jtalbert@preti.com
207.791.3239

April 5, 2020

Regional FOIA Officer
U.S. EPA, Region 1 (ORC01-5)
5 Post Office Square, Suite 100
Boston, MA 02109-3912

RE: Freedom of Information Act Request

Dear Regional FOIA Officer:

I am writing to request that the United States Environmental Protection Agency (“EPA”) provide copies of the records described below pursuant to the Freedom of Information Act (“FOIA”), 5 U.S.C. § 522, and the EPA FOIA regulations at 40 C.F.R. § 2.100, et seq.

This FOIA request seeks copies of documents submitted to EPA as required by the National Pollutant Discharge Elimination System (“NPDES”) Permit No. MA0003590 for the Massachusetts Bay Transportation Authority (“MBTA”)’s Commuter Rail Maintenance Facility at 70 Rear Third Avenue and the associated Stormwater Pollution Prevention Plan (“SWPP”).

Records requested are as follows:

1. Any SWPP(s) submitted by the City of Somerville, MA as required by Section C.1. of the NPDES Permit No. MA0003590 from 2007 to present.
2. Any Collection System and Facility Evaluation Studies submitted as required by Section B. of the NPDES Permit No. MA0003590 from 2007 to present.
3. Any draft, interim, or supplemental information or submissions of the SWPP or Studies identified in requests (1) or (2) above.

Should EPA invoke a FOIA exemption to withhold any of the requested records, please include in your full or partial denial letter sufficient information to allow an appeal of the denial. Such information should include basic factual material about the item(s) withheld, the exemption invoked, and the justification for withholding the record(s).

I am willing to pay reasonable fees incurred in responding to this request. Please notify me if the records requested are particularly voluminous or if production will incur significant fees. Please produce records on a rolling basis in electronic format, whenever possible, to the email address jtalbert@preti.com. If it is necessary to produce records in hard copy, please mail those records to:

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Jeffrey Talbert
One City Center
P.O. Box 9546
Portland, ME 04112-9546

If this request is unclear in any way, or there is any issue with this request that would affect gathering or producing the records requested, please contact me at (207) 791-3239 or jtalbert@preti.com. Thank you for your attention to this request.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J Talbert', with a long horizontal flourish extending to the right.

Jeffrey Talbert

JDT:jym

cc: Damien Houlihan (houlihan.damien@epa.gov)